

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION**

BENJAMIN A. ROARK, #04243-003

§

VS.

§

CIVIL ACTION NO. 5:13cv119

UNITED STATES OF AMERICA

§

ORDER OF DISMISSAL

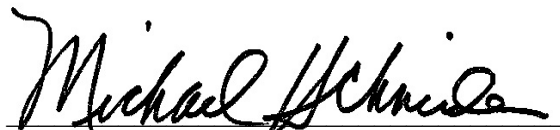
The above-entitled and numbered civil action was heretofore referred to United States Magistrate Judge Caroline M. Craven, who issued a Report and Recommendation concluding that the lawsuit should be dismissed. The Report of the Magistrate Judge, which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration, and no objections thereto having been timely filed, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct, and adopts same as the findings and conclusions of the Court. It is accordingly

ORDERED that the Report and Recommendation (docket #26) is **ADOPTED**. It is further

ORDERED that the Defendant's motion to dismiss under Rule 12(b)(1) and 12(b)(6) (docket #17) is **GRANTED** and that the lawsuit is **DISMISSED WITH PREJUDICE**. All motions not previously ruled on are **DENIED**.

It is SO ORDERED.

SIGNED this 22nd day of August, 2014.



MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE